

AMENDED

APPLICATION FOR PERMIT

Serial No. 9994

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of first receipt and filing in State Engineer's office JUL -2 1936
 Returned to applicant for correction OCT 22 1936
 Corrected application filed DEC 21 1936

The undersigned Lois Kellogg, II
Name of applicant
 of Arlemont, via Tonopah, County of Nye,
 State of Nevada, hereby makes application for
 permission to appropriate the public waters of the State of Nevada, as
 hereinafter stated. (If applicant is a corporation, give date and place
 of incorporation.)

1. The source of the proposed appropriation is Fish Lake Springs
Name of stream, lake, or other source
and Creek and Tributaries
2. The amount of water applied for is two second-feet.
One-second-foot equals 40 miners' inches
3. The water to be used for Irrigation and domestic purposes.
Irrigation, power, mining, manufacturing, domestic, or other use
4. The water is to be diverted from its source at the following point:
in the NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 25, T. 2 S., R. 35 E., M.D.B.&M.

Describe as being within a 40-acre subdivision of public survey, or by course and distance to a section corner. If on unsurveyed land, it should be so stated.

IF THE WATER IS TO BE USED FOR IRRIGATION, SUPPLY THE FOLLOWING INFORMATION:

- (a) Number of acres to be irrigated is 150 acres.
- (b) Description of land to be irrigated 150 acres in E $\frac{1}{2}$ SE $\frac{1}{4}$ Sec. 23,
Describe by legal subdivision, or if on unsurveyed land it should
NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 25, SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 24 and NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 26, T. 2 S., R. 35
be so stated and a description provided in accordance with special instruction from the State Engineer when application is returned for correction.
E., M.D.B.&M., also SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 23 and NW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 26, T. 2 S., R.
35 E.

- (c) Use will begin about Jan. 1 and end about Dec. 31, of each year.
Month Month

IF WATER IS TO BE USED FOR POWER, MINING, STOCK WATERING, OR OTHER USE, SUPPLY THE FOLLOWING INFORMATION:

- (d) Power to be developed is _____ horsepower.
- (e) Works to be located
Give 40-acre subdivision on which works will be located, or locate by course and distance to a section-corner.
- (f) Point of return of water to stream
Describe in same manner as point of diversion.
- (g) State number and kinds of animals to be watered
- (h) Use will begin about _____ and end about _____, of each year.
Month Month
- (i) Remarks Applicant and her predecessors in interest have irrigated this land for many years prior to 1905 and holds vested rights to the use of this water, which rights are not waived by the filing of this application. Said application is filed in order to fully protect the rights of applicant in contemplated improvements and further reclamation of some of the land.

DESCRIPTION OF PROPOSED WORKS

Water is diverted by dams and ditches and additional ditches may be constructed. State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits. If water is to be stored in reservoirs, it should be so stated and the location of the reservoir should be given with reference to the legal subdivisions.

5. Estimated cost of works \$500.00
6. Estimated time required to construct works two years.
7. Remarks It is not intended by the filing of this application to interfere with any other rights which may exist in and to the water from this source, as the water supply is greater than the land irrigated or which can be irrigated from the source.

Lois Kellogg, II , Applicant.

By Harvey M. Payne

Compared RMG-CI

This sheet inspected

, Engineer.

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to all prior rights. A

substantial weir must be installed and maintained to facilitate the measurement of water. The State reserves the right to regulate the use of the water herein granted at any and all times.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 2.0 cubic feet per second.

Actual construction work shall begin on or before January 1, 1938

Proof of commencement of work shall be filed before February 1, 1938

Work must be prosecuted with reasonable diligence and be completed on or before January 1, 1940

Proof of completion of work shall be filed before February 1, 1940

Application of water to beneficial use shall be made on or before

January 1, 1941. Proof of the application of water to beneficial

use must be filed with State Engineer on or before February 1, 1941

Map Filed January 5, 1939

Proof of commencement of work filed MAR 6 1939 WITNESS MY HAND AND SEAL this 15th day

Proof of completion of work filed DEC 22 1941

of June 1937

Cancelled MAR 15 1944 because of failure

of applicant to comply with the provisions of permit

Alfred Merritt Smith
State Engineer

Compared RMG-CI